

**OFFICE OF THE  
ASSAM STATE INFORMATION COMMISSION  
JONAKKEE COMPLEX, PANJABARI, GUWAHATI-781 037**

Case No. : NGN.77/2013  
Complainant/ Appellant : Md. Mushahidul Islam.  
Respondent : Director of Madrassa Education, Assam.  
Date of hearing : 04.12.2015  
Complaint/ Second : Shri Pinuel Basumatary, IA&AS (Retd)  
Appeal heard by : State Information Commissioner, Assam

**O R D E R**  
04.12.2015

The Appellant present.

The SPIO, Office of the Director of Madrassa Education, Assam absent without information.

A perusal of the case records indicate the following significant dates:

15.07.13 RTI Application filed before the Office of the Director of Madrassa Education, Assam.  
16.07.13 Transfer to the Superintendant of Solmari Senior Madrassa, Nagaon.  
10.09.13 First Appeal filed by the Petitioner.  
10.10.13 Second Appeal filed before the Commission.  
23.11.15 Notice of hearing issued by the Commission.

No written statement has been received from the SPIO in compliance with the direction given through the hearing notice.

The SPIO also has not submitted an explanation as to why penalty will not be imposed on him Under Section 20 (1) of the RTI Act, 2005 for his/her failure to furnish the information to the Applicant within the stipulated period of 30 days.

The Appellant submitted that he was yet to receive the information he had sought for inspite of passes of more than two years of time.

A perusal of the records indicates that the RTI Application of Md. Mushahidul Islam had been transferred by the Director of Madrassa Education to Superintendant of Solmari Senior Madrassa, Nagaon through a letter no. DME/RTI/2010/682/347 dated 10/9/2013.

In view of the aforementioned facts and circumstances, the Commission hereby orders that the SPIO, Superintendant of Solmari Senior Madrassa, Nagaon will furnish the information sought for by the Appellant free of cost with a period of 10 days of receipt of this order, and Director of Madrassa Education, Assam as First Appellate Authority will consider and dispose of the First Appeal submitted by the Appellant dated 10/9/2013 once again to ensure compliance of this Commission's order.

Sd/-  
Pinuel Basumatary  
State Information Commissioner, Assam  
Panjabari, Guwahati

Authenticated true copy.

Sd/-  
Secretary & Registrar  
Assam State Information Commission

Copy to:

1. The Director of Madrassa Education, Assam, Kahilipara, Guwahati, Pin- 781019 for information and necessary action.
2. The Superintendant, Solmari Senior Madrassa, Vill- Lawgaon, P.O.- Salmari, Dist- Nagaon, Pin- 782002 for information and necessary action.
3. Md. Mushahidul Islam, Vill: Pub- Chatian, P.O.- Tinsukia, P.S. Juria, Dist- Nagaon, Assam Pin- 782124 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Secretary & Registrar  
Assam State Information Commission